

AGENDA
EXECUTIVE COMMITTEE OF THE INTERNATIONAL LAW SECTION
STATE BAR OF CALIFORNIA
ANNUAL RETREAT
LOEW'S SANTA MONICA, NOVEMBER 13-14, 2004

AGENDA ITEMS:

DAY ONE

Saturday, November 13, 2004 Meeting

11:00 am to 3:00 pm

1. MINUTES

Discuss and approve Minutes of the Annual Meeting of October 8, 2004 and review Calendar of important dates. (10 minutes).

2. FINANCIAL

Paul Turner and Steve DeLateur (40 minutes).

Treasurer's Report including a discussion of the September 30 financial statement provided by the State Bar and:

- (i) How to read the monthly statements provided by the Bar;
- (ii) How we have come to our current financial position;
- (iii) Suggested simplified form of analysis of our finances; and
- (iv) What we should emphasize for budgetary purposes.

3. REPORT ON TRANSNATIONAL LAW PRACTICE ISSUES

Bob Lutz (20 minutes)

Presentation on the MJP issue as it's progressing state-wide, nationally and internationally, and request for support of the IL Section in spearheading effort to stay on top of the issues and promote policies that would benefit transnational legal practice in California.

4. COMMITTEE WORK GROUPS

Committee Work Groups (60 minutes)

Section members will be divided into Committee Work Groups. The Committee assignments are as follows:

| Committee 1: Programs | Committee 2: Publications | Committee 3: Publicity | Committee 4: Membership & Outreach | Committee 5: Career Day |
|----------------------------------|--------------------------------------|-----------------------------------|---|------------------------------------|
| Peter Gelles | Babak Nikraves (Practitioner) | Carol Brittain | Mike Perez | Daniel Zimmermann |
| Joe Lestyk | Ravi Mahalingam (Practitioner) | Karine Faure Wenger | Peter Gelles | Bruce Boyd |
| Lucas Chang | San San Lee (Newsletter) | Alex Schlee | Brian Krantz | Ross Meador |
| Denis Rice | Russ Kerr (e-Brief) | Donal Hanley (Website) | Alan Kindred | Jeff Shields |
| David Hirson | Donal Hanley (Website) | Anders Stenstedt | Rudy Guyon | Brian Krantz |
| Susan Liebeler | Neal Millard | San San Lee (Newsletter) | Richard Wirthlin | Elena Muravina |
| Mark Katz | Denis Rice | Russ Kerr (e-Brief) | Brent Caslin | Brent Caslin |
| Julian Kleindorfer | Rudy Guyon | | | Karine Faure Wenger |
| Yarko Sochynsky | | | | Katie Zoglin |
| John Zhang | | | | |
| Arnold Quittner | | | | |
| Paul Supnik | | | | |
| Paul Turner | | | | |
| Brent Caslin | | | | |
| John Garman | | | | |

| Committee 6: Liaisons | Committee 7: Travel | Committee 8: Entertainment | Committee 9: Finance | Committee 10: MJP Issues |
|--|--------------------------------------|---|---------------------------------------|---|
| Peter Gelles (Program co-sponsorships) | Bruce Boyd (China) | Linnet Harlan | Paul Turner | Bob Lutz |
| Al Golbert (Council of Bar Sections) | John Garman (Vienna) | Minda Schechter | Steve DeLateur | John Garman |
| Alan Kindred (IBA) | Ross Meador (Vietnam) | Katie Zoglin | Brian Krantz | Peter Gelles |
| Thomas Gaa (ABA) | Lisa Mammel | | | Rudy Guyon |
| Paul Supnik (LA - ILS) | | | | Anders Stenstedt |
| Arnold Quittner (Asia-Pacific Bar Assn) | | | | Yarko Sochynsky |
| David Teichmann (ABA ILS) | | | | Alan Kindred |
| | | | | Alex Schlee |
| | | | | Paul Supnik |

Each Committee has primary responsibility for their subject area and should address the following topics:

- Agenda of recommended actions and projects for the next 12 months
- Identify persons to lead effort(s) where feasible
- Identify resources required to complete projects
- Prioritize projects
- Identify objectives of project (how to measure whether successful)

Following the Committee Work Groups sessions, members will provide a general overview on the ideas and recommendations proposed.

4. COMMITTEE REPORTS

Programs

Report on Recent Programs

Alien Tort Statute Litigation

October 28, 2004 (3pm to 5:30pm), UCLA School of Law
Peter Gelles (10 minutes)

This program addressed the current status and scope of the ALIEN TORT STATUTE, which allows foreign plaintiffs to claim against U.S. defendants in U.S. Courts for torts committed outside the U.S. The program will feature *Paul Hoffman* and *Kristin Myles*, leading practitioners in the currently hot field of ATS litigation, as well as UCLA's *Professor Frances Olsen*, whose research interests include the ATS.

Summary of Scheduled Program Events

Winter Section Educational Institute (SEI)

January 28-30, 2005, Palace Hotel in San Francisco.
Peter Gelles (15 minutes)

The following five programs will be presented by the ILS:

- * Ethics and Multi-Jurisdictional Practice Issues relating to Out of State Lawyers and Clients
- * Alien Tort Statute Litigation—Current Status and Prospects
- * Letters of Credit—A Primer for the General Practitioner
- * Doing Business in Mexico—An Introductory Primer
- * International Trade Law Issues for General Practitioners

International Law Weekend West 2005

February 4 and 5, 2005, Whittier Law School
Alan Kindred (10 minutes)

The American Branch of the International Law Association (an old, prestigious international law body) puts on a program every two years in Southern California on a variety of public and private international law topics, known as the International Law Weekend West. The program attracts some very high profile speakers from all over the country. Our Section has co-sponsored the ILW West since it began on a non-financial basis by putting promotional materials in section mailings, notices on the section's website.

Future Proposed Program Events for Discussion Committee Report (90 minutes)

- International cross border environmental law issues (per Anders Stenstedt)
- A reprise of our recent EU Program, but with more comprehensive US/EU law treatment (e.g. to include some or all of the following topics: M&A and private equity transactions; trade law; labor, employment and immigration law; intellectual property; litigation/ADR; and perhaps family law and/or other relevant US/EU issues (possibly to be co-sponsored with ACC-A) (per John Garman)
- Strategic alliances (per Peter Gelles)
- IP litigation and prosecution (Europe), to include customs seizure issues (per Alex Schlee)
- IP (China) (per Bruce Boyd)
- Outsourcing and IP protections in Asia [with suggested televideo connection to Shanghai Science & Technology Commission and/or Bangalore] (per Denny Rice)
- Consumer contracting around the world [e.g. AOL case in France; jurisdiction clauses in online agreements with consumers around the world and in EU under Rome Convention, Brussels Convention and Brussels Regulation(s)] (per Denny Rice)
- Anti-piracy and/or anti-counterfeiting (per Alan Kindred)
- Development and financing issues relating to the international hospitality industry [including the impact of the “war on terrorism”] (per San San Lee)
- The “war on terror” and other current “hot button” international law issues (per Paul Turner)
- Cross border divorce and custody issues (to be co-sponsored with Family Law Section) (per Peter Gelles)
- Foreign investment in the U.S. and/or California (per Steve DeLateur)
- Other country/regional “doing business” topics, e.g. Pacific Rim, S. America, C. America (per Peter Gelles)
- A possible international arbitration/mediation/ADR topic (to come from Yarko Sochynsky)
- Cross Border and international insolvencies (per Arnold Quittner and Tom Gaa)
- Equipment leasing in China (per Anders Stenstedt)

Publications

Practitioner

Babak Nikraves & Ravi Mahalingam (10 minutes).

Newsletter

San San Lee (10 minutes).

e-Brief

Russ Kerr (5 minutes).

Section Discussion Board

Donal Hanley (5 minutes).

Publicity

Carol Brittain (10 minutes).

Donal Hanley - Website (5 minutes).

Membership & Outreach

Committee Report (30 minutes)

Discussion to include the following:

Long Range Planning.

- Vision for the ILS.

- Establish roles and goals for the ILS section.

- Plan better for the future.

- Fostering and improving ILS leadership continuity.

- Improve Recruitment.

- Create realistic expectations for ILS ExComm members.

- Define objective criteria for measuring success, including membership increase and revenue enhancement from worthwhile and profitable programs.

Differentiating the ILS from other similar organizations.

- Define a clear value.

- Source of California based education and networking.

Networking and outreach to:

- In-house counsel.

- Establishing “Institutional” relationships

- Outreach to other Bar Sections

- Law School Outreach efforts

- Joint and co-sponsored programs with other organizations

Focus on both obvious and non-obvious common interests.
International themes of interest to sections such as Family, Real estate, Litigation,
solo and labor
Liaison with other Section chairs

Guest Lecturer Series/ Practical Input
Special financial discounts or other arrangements to induce new members
Explore non-traditional relationships such as with out-of-state attorneys and
organizations as well as non-lawyer relationships.

Address ILS membership dropouts.

Career Day

Daniel Zimmermann, Ross Meador, Brian Krantz & Jeff Shields. (20 minutes).

Liaisons

Council of Bar Sections, Al Golbert (10 minutes).

Note: The next meeting of the Council of State Bar Sections has been scheduled for Thursday,
December 9, 2004, 1:00 p.m. - 4:00 p.m.

Appointment of Section Legislative Chair(s) for 2004-05.

Policy discussion of the nature, criteria and extent of affiliations with other organizations.

Travel

China, Bruce Boyd (10 minutes).

Vienna, John Garman (10 minutes).

Vietnam Ross Meador (10 minutes)

Entertainment

Linnet Harlan (10 minutes).

DINNER

Dinner will begin at 8:30 p.m. Saturday night at Ocean Avenue Seafood, 1401 Ocean Avenue,
Santa Monica. The cost is \$45 per person.

DAY TWO

Sunday, November 14, 2004

9:30 am to noon

Section members will gather at 9:30 a.m. to follow up on ideas and recommendations from Saturday's Work Session Groups.

NEXT MEETING

The next meeting will be held via teleconference. Details to follow.